



PTO/SB/21 (09-04)
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| TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i> | Application Number | 10/808,008 | |
| | Filing Date | March 24, 2004 | |
| | First Named Inventor | Cady, Roger | |
| | Group Art Unit | 1653 | |
| | Examiner Name | Kam, Chi, Min | |
| Total Number of Pages in This Submission | 7 | Attorney Docket No. | 57294-021 |

| ENCLOSURES (check all that apply) | | |
|---|---|--|
| <input type="checkbox"/> Charge Deposit Account -08-3460 <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declarations(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 <input type="checkbox"/> Petition For Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b)) | <input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Request To Rescind Previous Nonpublication Request <input type="checkbox"/> Response to Notice of Allowability <input type="checkbox"/> Other Enclosure(s) (please identify below): |
| Remarks: <input checked="" type="checkbox"/> Commissioner is hereby authorized to charge fees in this application and any fees which may be required, or any overpayment, to Deposit Account 08-3460. I have enclosed a duplicate copy of this sheet <input type="checkbox"/> Amount: \$ | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|---|---------------------|
| Firm or Individual Name | H. Frederick Rusche |
| Signature | |
| Date | March 7, 2006 |

| CERTIFICATE OF EXPRESS MAILING | | | |
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| Express Mail No. EV331017755US | | | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 | | | |
| Typed or printed name | | Donna M. Tucker | |
| Signature | | Date | March 7, 2006 |

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PTO/SB/05 (03-01)
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|---|----------------------------|-----------------------|------------------------------------|
| Express Mail No.:EV331017755US | Attorney Docket No. | 57294-021 | First Inventor: Cady, Roger |
| AMENDMENT TRANSMITTAL LETTER Title: <u>Method and Article for Treatment of Sensory Neuron Related Disorders through the Application of Botulinum Toxin</u> | | Serial No. | 10/808,008 |
| | | Filing Date | March 24, 2004 |
| | | Examiner | Kam, Chih Min |
| | | Group Art Unit | 1653 |

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

Large Entity Status

☒ Small Entity status of this application has been established under 37 CFR 1.27

The fee has been calculated and is transmitted as shown below.

| CLAIMS AS AMENDED - PART II | | | | | | SMALL ENTITY | | OTHER THAN SMALL ENTITY | |
|-----------------------------|---|---|------------------------------------|---------------|------------------|----------------|------------------|-------------------------|--|
| | (Column 1) | | (Column 2) | (Column 3) | | | | | |
| AMENDMENT | CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE | ADDITIONAL FEE | RATE | ADDITIONAL FEE | |
| | Total (37 CFR 1.16(c)) | * | Minus ** | = | x \$25.00= | \$ 0.00 | x \$50.00= | \$ 0.00 | |
| | Independent (37 CFR 1.16(b)) | * | Minus ** * | = | x \$100.00= | \$ 0.00 | x \$200.00= | \$ 0.00 | |
| | FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) | | | | x \$180.00= | | x \$360.00= | | |
| | | | | | TOTAL ADDIT. FEE | \$ 0.00 | TOTAL ADDIT. FEE | \$ 0.00 | |

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

- ☐ Petition of Extension of Time.
- ☒ No additional fee is required for amendment.
- ☐ A check in the amount of \$ _____ is enclosed.
- ☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. 08-3460.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 08-3460.
I have enclosed a duplicate copy of this sheet.
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.

H. Frederick Rusche
Signature

Date: 03/07/06

H. Frederick Rusche, 45,061
Husch & Eppenberger, LLC
190 Carondelet Plaza
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314-480-1500
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|--|
| <p align="center">Certificate of Express Mail Under 37 CFR 1.10</p> <p>I hereby certify that these documents are being deposited on March 7, 2006 with the U.S. Postal Service as Express Mail Label No. EV331017755US under 37 CFR 1.10 and is addressed to MAIL STOP AMENDMENT, Commissioner for Patents, Alexandria, VA 21313-1450</p> <p>Signature: <u>Donna M. Tucker</u></p> <p>Type Name: <u>Donna M. Tucker</u></p> |
|--|

03-08-06

Zfw



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|---|------------------------------------|
| Application of: Cady, Roger | Group No.: 1653 |
| Serial No.: 10/808,008 | Atty. Docket No.: 57294-021 |
| Filed: 03/24/2004 | |
| For: Method and Article for Treatment of Sensory Neuron Related Disorders through the Application of Botulinum Toxin | Examiner: KAM, Chih Min |

MAIL STOP Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE

HONORABLE SIR:

Responsive to the official communication of December 7, 2005, Applicant submits the following Amendments and Remarks.

It is not believed that extensions of time are required beyond those, which may otherwise be provided for in documents accompanying this Amendment. However, in the event that additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned for under 37 C.F.R. § 1.136(a), and any fees required therefore are hereby authorized to be charged to our Deposit Account 08-3460.